

NOV 26 2008

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

DOUGLAS SHARRON PIGGEE,  
Plaintiff,

v.

TERRY O'BRIEN, et al.,  
Defendant.

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Civil Action No. 7:08-cv-00474

**FINAL ORDER**

By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the accompanying memorandum opinion, it is now

**ORDERED**

that plaintiff's motion to amend [docket #7] is **GRANTED**; plaintiff's motion to compel discovery [docket #9] is **DENIED**; defendant D. Wilson is **TERMINATED** as a defendant in this civil action; plaintiff's complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915A; and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 26<sup>th</sup> day of November, 2008.

*[Signature]*  
Senior United States District Judge